Attorney Docket No. 55325-8167.US06

(B)

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

🕍 RE APPLICATION OF: Zalipsky et al.

APPLICATION No.: 10/714,085

FILED: November 14, 2003

FOR: METHOD FOR TREATING MULTI-DRUG

RESISTANT TUMORS

EXAMINER: Kishore, Gollamudi S.

ART UNIT: 1615

CONF. No: 9528

Supplemental Information Disclosure Statement Within Three Months of Application Filing or Before First Action – 37 C.F.R. § 1.97(b)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

DEC 5 5 5008

1. <u>Timing of Submission</u>

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last (37 C.F.R. § 1.97(b)). The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

- oxdot Copies of the following references are enclosed:
 - All cited references.

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior

art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action.

However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2207.

5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted, Perkins Coie LLP

Date: 12 · 27 · 06

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			Application Number	10/714,085	
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Form PTO-1449			First Named Inventor	Zalipsky et al.	
March Control of Control	if necessary)	Group Art Unit	1615	
<i>E</i> /			Examiner Name	Kishore, Gollamudi S.	
Sheet 1	of	1	Attorney Docket No.	55325-8167.US06	

				US	PATE	NT DOCUMENTS		7,47	
- Examiner Initials*	Cite No	•				lame of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Line Where Relevant Passa or Relevant Figures App	ges
	1.		21,449		Fujin	noto <i>et al</i> .	5/77	·	
	2.	6,98	34,396	`	Zalip	sky et al.	1/06		
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Examiner Initials*	Cite No.	Office	Foreign Patent or Ap	Kin	d Code known)	Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т
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Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.						Т	
	3.	Ellman, G.I., Arch. Biochem. Biophys., 82:70-77 (1959).							
	4. Grassetti and Murray, Arch. Biochem. Biophys., 119(1):41-49 (1967).								
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EXAMINER		DATE CONSIDERED				
*EXAMINER:	Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).					